

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

EMI APRIL MUSIC., et al,  
Plaintiffs,  
v.  
HAROLD SCOTT LANES, et al,  
Defendants.

NO. CV-08-162-EFS

**ORDER GRANTING PLAINTIFFS'  
MOTION TO DISMISS DEFENDANTS'  
COUNTERCLAIM AND CLAIM FOR  
RELIEF FOR FAILURE TO STATE A  
CLAIM**

BEFORE THE COURT, without oral argument, is Plaintiffs' Motion to Dismiss Defendants' Counterclaim and Claim for Relief for Failure to State a Claim. (Ct. Rec. 12.) Defendants stipulate to dismissal of the counterclaim. Due to Defendants' non-opposition, **IT IS HEREBY ORDERED:** Plaintiffs' Motion to Dismiss Defendant's Counterclaim and Claim for Relief for Failure to State a Claim **(Ct. Rec. 12)** is **GRANTED**. Defendants' counterclaim (Ct. Rec. 10 at 5) is **DISMISSED**.

**IT IS SO ORDERED.** The District Court Executive is directed to

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enter this Order and provide copies to counsel.

**DATED** this 28th day of August, 2008.

s/Edward F. Shea  
EDWARD F. SHEA  
United States District Judge

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